

<p>RESOLUTION AGN/67/RES/5</p> <p>SUBJECT:</p> <p>Establishment of a Special Allocations Fund to receive donations from foundations</p>	<p>TO BE CLASSIFIED AS FOLLOWS:</p> <p>1 copy in the CHRONOLOGICAL SERIES: Year 1998</p> <p>1 copy in the SUBJECT SERIES: Heading: Basic texts and internal administration of the ICPO-Interpol</p> <p>Sub-heading: Financial matters and the Financial Regulations</p> <p>1 copy in the SUBJECT SERIES: Heading: Basic texts and internal administration of the ICPO-Interpol</p> <p>Sub-heading: Setting up of bodies other than the General Secretariat and National Central Bureaus</p>
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TEXT OF RESOLUTION

HAVING STUDIED Report No. 8, entitled "Establishment of a foundation",

NOTING that the public or private resources which could be collected in addition to Member States' statutory or voluntary contributions to be used for a project of international public utility launched by Interpol are limited, *inter alia*, by the fact that there is no suitable structure (foundation or similar body) to prevent the rare subsidies received by the Organization from being included in the mass of income, rather than being specifically allocated, making it impossible for the donors to exercise any form of control,

AWARE of the obstacles currently encountered by the Organization in obtaining and benefiting from such other sources of income, and of the need to facilitate recourse to such income in order to cope with the growing demand for international action in the fight against ordinary law crime,

CONSIDERING that the establishment of one or more foundations would facilitate the quest for additional resources to be put towards achieving the Organization's aims and objectives,

ALSO CONSIDERING that, in order to have a central structure to channel contributions to be paid to the Organization by the foundation(s), it would be necessary to set up a special allocations fund in conformity with Article 19 of the Financial Regulations,

FURTHER CONSIDERING that the Executive Committee should be authorized to set up a subsidiary body within the Organization to accept, control and monitor the use of donations from the foundation(s), subject to the Secretary General's statutory role in managing the fund and the projects to be implemented by the Organization,

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The ICPO-Interpol General Assembly, meeting in Cairo from 22nd to 27th October 1998 at its 67th session:

DECIDES:

(1)

- (a) to support the establishment of one or more foundations, the statutes of which could be based on the model given at Appendix 1;
- (b) to authorize, for this purpose, the Secretary General to set up a legal entity (association) independent of the Organization with the aim of creating the proposed foundation by transferring to it any assets collected by that association;
- (c) to empower the Executive Committee to accept payment of a donation not exceeding FRF 500,000 as participation in the formalities to set up the foundation and, if necessary, to set up a subsidiary body which would be responsible for deciding on the acceptance of donations made by the foundation(s) to the Organization, for carrying out the appropriate controls, and for reporting to the Executive Committee on the allocation of such donations;
- (d) to authorize the Executive Committee to appoint *ex officio* members to sit on the foundation's board of administration should the founders wish to reserve seats for the Organization on the board, it being understood that any foundation wishing to use Interpol's name or any of its distinctive signs shall be obliged to reserve *ex officio* seats for the Organization on the board;

(2)

- (a) to set up, in application of Article 19 of the Financial Regulations, a special allocations fund called the "Interpol Special Allocations Fund" for the purpose of receiving money (or objects) given to the Organization as gifts, bequests, subsidies or other donations;
- (b) to authorize the Executive Committee to use its financial powers to pay gifts, bequests and other donations made by private individuals other than the foundation into the Special Allocations Fund, it being understood that the Executive Committee is free to decide whether to pay such sums into the Special Allocations Fund or into any other existing funds (such as the ATSFDC), or to include them in the mass of general income;
- (c) to empower the Executive Committee, or the subsidiary body set up by the Executive Committee, to establish the necessary procedures allowing the Secretary General to draw on the Special Allocations Fund in order to finance expenditure exceeding budget allocations, and to use the donations in the Fund in accordance with the conditions imposed by the persons or foundations making the sums available to the Organization, unless those persons or foundations consent to the donations being used for another purpose;
- (d) that the Special Allocations Fund shall be managed by the Secretary General, who shall set up the required mechanisms for project co-ordination and implementation and who shall, for this purpose, appoint an official to act as "fund raiser" to manage the funding of projects approved by the foundation(s);

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(3)

- (a) to authorize the Secretary General to inform those intending to set up a foundation of the Organization's general policy regarding the collection of private resources and the conditions governing the acceptance or refusal of gifts, bequests, subsidies and other donations;
- (b) to authorize the Executive Committee to empower the Secretary General to conclude an agreement, under the terms of Article 41 of the Constitution, between the Organization and the foundation(s) established to support Interpol's actions.

MODEL STATUTES

**(for submission to donors wishing to
support Interpol's activities)**

I - PURPOSE OF THE FOUNDATION

The purpose of the Foundation, called,

set up <>, is:

- to provide and develop the widest possible assistance both for operational and non-operational activities carried out by departments responsible for crime investigation and law enforcement, and for cultural, scientific, humanitarian, artistic, legal and administrative activities undertaken with a view to making an effective contribution to crime prevention and law enforcement at world, regional or national level;
- to develop and organize any action required to devise and implement international measures and procedures aimed at furthering the fight against slavery and traffic in human beings, the protection of civilian populations during armed conflicts, locating missing people and identifying corpses, environmental protection, the protection of animals and endangered species, etc.;
- to increase awareness in both the public and private sectors in all Interpol member countries and help them to carry out activities to further the fight against corruption, organized crime and drug trafficking, which are considered to be threats to freedom, democracy and society in general (providing information for crime victims, improving prison conditions and education for prisoners, code of conduct and ethics, training, improving forensic science facilities, improving human rights training in police colleges, etc.);
- to promote, by any means defined by the Foundation's governing body, specialization in the fight against crime, training for police officers in all aspects of crime prevention and law enforcement, and research into new approaches to both forensic science and modern crime (the use of computers and other modern technology to commit crime, etc.);
- to back all activities in support of the above-mentioned actions, in particular activities such as legal consultations and the creation of international standards to improve international co-operation between international organizations, States and national and international professional associations, the use of telecommunications networks, computerized databases and data transmission equipment, or printing, assembling and mailing documents and reports, and maintaining collections of reference material and archives, and organizing or implementing internal security systems for law enforcement agencies;

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- to mobilize all possible private and public resources to support steps taken by Interpol to achieve its statutory aims and its activities and events organized with a view to achieving those aims, and to create the appropriate regional police co-operation bodies for countries which do not have the means or resources to develop such activities themselves.

It has its headquarters in <>

II - ADMINISTRATION AND OPERATION

The Foundation shall be administered by a Board comprising <> members, including:

- <> founders, or persons appointed by the founders and whose terms of office are renewed by them or, if necessary, by the Board itself;
- <> *ex officio* members:
 - . the member(s) appointed by the ICPO-Interpol;
- members co-opted by virtue of their expertise in the area of the Foundation's activity.

With the exception of the *ex officio* members and, if applicable, the founder(s), the members of the Board shall be appointed by <> every <> years.
